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**MAILED**

**JUL 29 2010**

In re Application of  
Richard A. Russell, et al.  
Application No. 10/830,222  
Filed: April 23, 2004  
Attorney Docket No. 017750-802

**OFFICE OF PETITIONS**  
**DECISION ON PETITION**  
**TO MAKE SPECIAL UNDER**  
**37 CFR 1.102(c)(1)**

This is a decision on the petition under 37 CFR 1.102(c)(1), filed June 25, 2010, to make the above-identified application special based on applicant's age as set forth in M.P.E.P. § 708.02, Section IV.

The petition is **GRANTED**.

A grantable petition to make an application special under 37 CFR 1.102(c)(1) and MPEP § 708.02, Section IV: Applicant's Age must be accompanied by evidence showing that at least one of the applicants is 65 years of age, or more, such as a birth certificate or a statement by applicant. No fee is required.

The instant petition includes a statement signed by applicant. Accordingly, the above-identified application has been accorded "special" status.

Telephone inquiries concerning this decision should be directed to undersigned at 571-272-1642.

All other inquiries concerning either the examination or status of the application should be directed to the Technology Center.

The application is being forwarded to the Technology Center Art Unit 2621 for action on the merits commensurate with this decision.

/AMW/  
April M. Wise  
Petitions Examiner  
Office of Petitions